

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

TERZA NEAL,

Plaintiff,

-v.-

CAPITAL ONE BANK (USA), NATIONAL  
ASSOCIATION; TRANSUNION, LLC;  
and EQUIFAX INFORMATION  
SERVICES, LLC,

Defendants.

21 Civ. 3158 (KPF)

ORDER OF DISCONTINUANCE

KATHERINE POLK FAILLA, District Judge:

On June 11, 2021, Plaintiff and Defendant TransUnion, LLC  
("TransUnion") reported to the Court that they have reached a settlement in  
this case. Accordingly, it is hereby:

ORDERED that this action be conditionally discontinued as to  
TransUnion without prejudice and without costs; provided, however, that  
within thirty (30) days of the date of this Order, Plaintiff and TransUnion may  
submit to the Court their own Stipulation of Settlement and Dismissal for the  
Court to So Order. Otherwise, within such time Plaintiff may apply by letter for  
restoration of the action against TransUnion to the active calendar of this  
Court in the event that the settlement is not consummated. Upon such  
application for reinstatement, Plaintiff and TransUnion shall continue to be  
subject to the Court's jurisdiction, the Court shall promptly reinstate the action  
to its active docket, and Plaintiff and TransUnion shall be directed to appear  
before the Court, without the necessity of additional process, on a date within

ten (10) days of the application, to schedule remaining pretrial proceedings and/or dispositive motions, as appropriate. This Order shall be deemed a final discontinuance of the action against TransUnion with prejudice in the event that Plaintiff has not requested restoration of the case to the active calendar within such 30-day period.

The Clerk of Court is directed to terminate all pending motions, adjourn all remaining dates, and close this case as to TransUnion.

SO ORDERED.

Dated: June 14, 2021  
New York, New York

A handwritten signature in blue ink, reading "Katherine Polk Failla".

---

KATHERINE POLK FAILLA  
United States District Judge